IN THE HIGH COURT OR UTTARANCHAL AT NAINITAL

Civil Writ Petition No. 3703 of 2001 (S/S)
(Old No. 5533 of 1996)

Daya Ram Singh
S/o Tulsi Singh
R/o Village Mubarakpur, P.O. Akbarabad,
District Bijnor.

……. Petitioner

Versus

Bijnor Division Forest Officer,
Kotdwar, District Pauri Garhwal.

…….. Respondents

None for the petitioner.
Mr. N.P. Sah, learned Standing Counsel for the respondent.

Hon'ble Prafulla C. Pant, J.

None present for the petitioner.

Learned Standing Counsel is present for the State.

2) By means of the this writ petition, the petitioner, a Gate Keeper, engaged on daily wages in Badhapur Range of Forest Department, has sought his regularization in service.

3) In view of the principle of law laid down in ***Secretary State of Karnataka Vs. Uma Devi, reported in (2006) 4 Supreme Court Cases page 01,*** that daily wage workers or the persons employed without undergoing regular selection process under the rules, should not be directed to be absorbed or regularized in the service, against the Constitutional Scheme of public employment, this Court is

not inclined to issue direction to regularise services of the petitioner.

4) Therefore, the writ petition is dismissed. Interim order dated 13.02.1996, stands hereby, vacated. (All pending applications in this Petition also stand disposed of).

(Prafulla C. Pant, J.)

Dt. : December 07, 2006
H.Negi